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IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

ALLEN MORSLEY

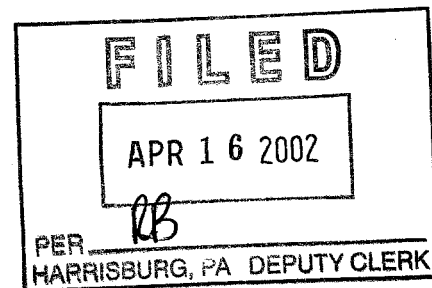
petitioner,

CASE# 1:01-cv-1003

Vs.

DONALD ROMINE

respondent,



MOTION TO AMEND AND SUPPLEMENT
HABEAS PETITION FOR WRIT PURSUANT
TO RULE 15 (a)(c)(d) OF F.R.A.C.P

NOW COMES , The petitioner , Allen Morsley , herein pro se,
hereby Moving this Hon. Court to Amend And Supplement petition to
Include the Following arguments pursuant to Rule 15 (a)(c)(d) Of
The Federal Rules Of Civil Procedure .

THE PETITIONER AVERS THE FOLLOWING:

1. That the petitioner **Not** Afforded A Trial For the Crime of
Perjury (O)r Obstruction Of Justice .
2. That petitioner Did **Not** Receive A **Fair Trial** Where Prosecuter
Was Not Authorized to Practice Law In the State Of North Carolina.
where prosecuter **Amended Indictment** To Include petitioner in Crime
Not Charged By **Grand Jury !** And **vouched** For Prosecution Witnesses
During petitioners trial and Sentence .

STATEMENT OF THE FACTS

In Light of **Apprendi V. New Jersey** , 530 U.S. 466, 490(2002) Other than the Fact of a prior conviction, **Any Fact that Increases** the penalty for a crime beyond the prescribed statutory Maximum **Must** be charged in an **Indictment'** Submitted to the **Jury '** And proven beyond a **Reasonable Doubt.**

1. In the Case before this Court probation Officer stated in report prepared for Petitioner **ALLEN MORSLEY** , That petitioners Overall Position in the case **Was Misleading'** as petitioner Would Not Reveal his true **Identity** To law enforcement Upon Arrest , Causing what the probation Officer Defined as **Obstruction of Justice.**

And at Sentencing Judge Fox Adopted **P.S.I. Recomendation For Two Point Enhancement** . It is Also Worth Noting that the petitioner has **Never** Been Interviewed by the Probation Office , and Said report Was Constructed by Office of the United States **Acting Attorney One (Christine Hamilton)** Who At Sentencing Asked Judge To Take What one of the prosecutors Witnesses (**TESHOMI CRENSHAW**) Said that **Another** Prosecutors Witness (**Claudia Simms**) Said that the Petitioner Said Concerning Her (**TESHOMI CRENSHAW**) Testimony . (Which Court Ruled During trial Would Not Be Allowed Into Evidence **Unless** Claudia Simms Rememberd the Statement (Which She **Denied** Ever Saying)

It is also Well worth Noting that **Trial/sentencing** Judge James C. Fox Asked then Acting U.S.A. (**Christine Hamilton**) That if petitioner Was Committing **Perjury** in the court Room ' that He Asked that the petitioner

Be Prosecuted To the Full Extent of the Law! (This was Stated on Numerous Ocassions) Yet the petitioner Was **Never Charged** . Nor Did the Petitioner Take the Stand to Testifiy on his Own Behalf . Nor was the **jury Asked To Rule on Any Verdict Concerning Perjury' Or Obstruction Of Justice** Not To Mention **Identity** (Because the **John Doe** Was **Removed** From the **Verdict Sheet**) Nor was there An **Additional Charge (O)r Indictment For Perjury ' Or Obstruction of Justice .** nor did the Petitioner Take Part in A **Trial** For Such Charges .

And being that petitioner Has **Never Spoke** With **P.S.I.** It is Unclear what the **Overall Misleading** Might Pertain too. When petitioner Has the **Right** to Remain **Silent** when Being Interagated By Police (**ATF**) When Being Arrested And Accused of being **John Doe** . Petitioner was Exercising his **Right To Remain Silent.**

As **ATF** Agents Had Already Asured petitioner that **"If"** He Didnt Show them Who **ROY ,LEE** Was ,Then Petitioner Could Easily Take His Place. And petitioner Feared that any Name Given to Police would be Used to Makepetitioner Available for A Crime that was Committed By Others' And they Kept there Promise (Look at the **P.S.I**)(Whatever Rallek was named **For Doing ! John Doe Was Held Accountable For).**

Furthermore the P.S.I. Report Dictates that John Doe Was Found Guilty while Testimony Was Directed At One Ralleke.

2. That One Christine Hamilton [Was Not] AUTHORIZED To Practice Law In the State of North Carolina ! Per se, North Carolina State Bar Association And North Carolina Supreme Court Rules .

That In the State Of North Carolina It Is A Crime To Practice Law With Out A Licence . Making petitioners Trial Not Only Un-Fair But Also The Scene Of A Crime . As Acting Prosecutor Amended Thee Indictment , As Well As Vouchéd For United States Goverment Witnesses Who Lyed Before Jury And Discredited those Who Would Dare Tell Truth.

wherefore petitioner Prays that this Hon. Court Allow Motion to Supplement and Amend Petitioners Habeas Corpus petition ' As petitioner Was Denied Due Process Of Law , As Well As FifthmAmendment Violations Of The Cosnstitution Of The United States . (NOTE) This Was one of the arguments that Petitioner whished to Clearify During Motion for Leave To Conduct Discovery.RULE 36 a "ADMITTIONS".

RESPECTFULLY SUBMITTED THIS DAY

Mr Allen Morsley
MR. ALLEN MORSLEY #14718056
F.C.I. EDGEFILED UNIT A-1
P.O. BOX 724
EDGEFILED SC. 29824

April 10, 2002

RESECTFULL SUBMITTED THIS DAY
MR. ALLEN MORSLEY 14718056
F.C.I. EDGEFIELD UNIT A-1
EDGEFIELD S.C 829824

April 16, 2002

CERTIFICATE OF SERVICE

I ALLEN MORSLEY , THE PETITIONER IN THE CASE , HEREBY UNDER
THE PENALTYS OF PERJURY , HEREBY CERTIFY THAT A COPY OF THE
MOTION HEADED MOTION TO AMEND AND SUPPLEMENT HABEAS PETITION
FOR WRIT PURSUANT TO RULE 15 (a)(c)(d) OF F.R.A.C.P. HAS BEEN
SENT TO COUNSEL FOR THE RESPONDENT BY PLACING POST PAID ENVELOPE
TO MATHEW E. HAGGERTY ASS. UNITED STATES ATTORNEY 228 WALNUT
STREET P.O BOX 11754 HARRISBURG PA. 17108-1754 . TO THIS
DO I AFFIX MY HAND THIS DAY *Mr Allen Morsley*
ALLEN MORSLEY 147 18056